

2

JEFFREY S. OGILVIE  
Attorney at Law  
California State Bar #160168  
1330 West Street  
Redding, CA 96001  
(530) 241-1100 Fax (530) 241-6553

Attorney for Debtors: GEORGE EDWARD CURREA IV & KENDRA HERMINE KOEHLER CURREA

UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF CALIFORNIA  
SACRAMENTO DIVISION

-o0o-

In re

GEORGE EDWARD CURREA IV &  
KENDRA HERMINE KOEHLER CURREA

Debtors.

CASE NO.: 10-30040-A-7

D.C. NO.: JSO-001

DATE: June 7, 2010

TIME: 9:00 A.M.

CTRM: 28, 7<sup>th</sup> Floor

JUDGE: MC MANUS

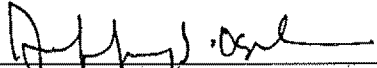
**MOTION TO COMPEL CHAPTER 7 TRUSTEE TO ABANDON BUSINESS**

Debtors hereby move this court for an order compelling the Chapter 7 Trustee to abandon debtor's business, commonly know as CURREA CONSTRUCTION.

The basis of this motion is that the business, per se, is of nominal or no value, and it is counter to the interests of the bankruptcy estate to be burdened with the potential liability associated with the continued operation of the business during the bankruptcy period. As shown on debtor's petition and schedules, tools of trade and equipment including North Valley Bank checking #1235, North Valley Bank savings #1880, General Contractors License, 2 framing hammers, 2 finishing hammers, 1 nail gun, 1 finish nail gun, 1 hp compressor, 1 drill gun, 1 table saw, 1 skill saw, 1 chip saw, 1 saw zaw, 1 jig saw, 2 100ft extension cords, 1 tile saw, 5 wrenches, 10 screw drivers, 1 socket set, 4 levels, 1 ax, 2 tape measures, 3 chizzles, 2 squares, 1 sheet rock square, 1 texture hopper, 3 trals, 1 router, 2 caulking guns, misc. tool bits, 1 shop vac, 1 16in chain saw, 2 saw horses-wood, 1 drimel, are of modest value, and have been fully exempted. The conduct of the business by the debtor merely provides for debtor's "wages", and the ability of debtor to continue to earn a living in this manner is wholly consistent with the concept

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

of providing the debtor with a fresh start. As shown in debtor's  
  
petition and schedules, the relief requested would not impede creditor's rights and would enable the  
Chapter 7 Trustee to satisfy concerns as to potential liability.

DATED: 4-21-10   
JEFFREY S. OGILVIE  
Attorney for Debtor